

Attorney Docket No.: 5543P008

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Soumya Roy, et al.

Application No.: 10/033,502

Filed: December 27, 2001

For: TOOL FOR MEASURING  
AVAILABLE BANDWIDTH  
IN COMPUTER NETWORKS

Notice of Allowance: July 10, 2006

Confirmation No.: 8659

Examiner: Blount, Steven

Art Unit: 2616

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450SUBMISSION OF SUPPLEMENTAL DECLARATION

Sir:

ok to  
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JB  
1/3/07

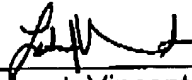
In response to the request of the U.S. Patent and Trademark Office as communicated by telephone to the undersigned attorney on November 30, 2006 by the Examiner, the undersigned attorney for applicants has enclosed herewith for filing in the above-referenced patent application a Supplemental Declaration executed by co-inventor Jose J. Garcia-Luna-Aceves. The enclosed Supplemental Declaration sets forth the full first (given) name of co-inventor Jose J. Garcia-Luna-Aceves.

If any fee is required, please charge Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

Date: January 3, 2007

  
\_\_\_\_\_  
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Attorney's Docket No.: 5543P008  
First Named Inventor: Soumya Roy

Patent

Complete If Known:

Application No. 10/033,502  
Filing Date: 12/27/2001  
Art Unit: 2616  
Examiner Name: Blount, Steven

**SUPPLEMENTAL DECLARATION FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe that I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled TOOL FOR MEASURING AVAILABLE BANDWIDTH  
IN

COMPUTER NETWORKS  
the specification of which was filed on December 27, 2001 as United States Application No. 10/033,502  
or PCT International Application No. \_\_\_\_\_.

I hereby declare that the subject matter

X that is claimed and for which a patent is sought on the invention in the patent application as filed,

X of the claim(s) as allowed,

\_\_\_\_\_ of the attached amendment(s),

X of the amendment(s) filed on or about 04/04/2006  
in the above-identified application,

\_\_\_\_\_ of the amendment(s) filed on or about \_\_\_\_\_,  
in Application No. \_\_\_\_\_ filed \_\_\_\_\_, which is a  
\_\_\_\_\_ continuation  
\_\_\_\_\_ divisional  
of Application No. \_\_\_\_\_ filed \_\_\_\_\_.

was part of my or our invention and was invented before the filing date of the original application, above-identified for such invention.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56, including for continuation-in-part applications, material information which became

available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed:

<u>Prior Foreign Application(s)</u>			<u>Priority Claimed?</u>		<u>Certified Copy Attached?</u>	
<u>(Number)</u>	<u>(Country)</u>	<u>(Foreign Filing Date - MM/DD/YYYY)</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
<u>(Number)</u>	<u>(Country)</u>	<u>(Foreign Filing Date - MM/DD/YYYY)</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
<u>(Number)</u>	<u>(Country)</u>	<u>(Foreign Filing Date - MM/DD/YYYY)</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>
<u>(Number)</u>	<u>(Country)</u>	<u>(Foreign Filing Date - MM/DD/YYYY)</u>	<u>Yes</u>	<u>No</u>	<u>Yes</u>	<u>No</u>

#### **Appointment of Patent Practitioners:**

I hereby appoint the patent practitioners associated with the Customer Number **08791** as my respective patent attorneys and patent agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected herewith.

If this patent application is assigned, then the undersigned hereby authorizes the patent attorneys and patent agents named herein to accept and follow instructions from the assignee(s) as to any action to be taken in the United States Patent and Trademark Office regarding this application without direct communication between the patent attorneys and patent agents and the undersigned. In the event of a change in the persons from whom instructions may be taken, at least one patent attorney or patent agent named herein will be so notified by the undersigned.

#### **Direct all correspondence to (check one):**

- ☒ **Customer Number 08791 OR**  
☐ **Correspondence Address Below:**

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR: ☐ A petition has been filed for this unsigned inventor

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Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

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NAME OF SECOND INVENTOR: ☐ A petition has been filed for this unsigned inventor

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(Given Name (First and Middle (if any)), Family Name (or Surname), and Suffix (if any))

Inventor's Signature [Signature] Date 27 Dec 2006

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